

REMARKS

Reconsideration of this patent application is respectfully requested in view of the foregoing amendments, and the following remarks.

The amendments to this patent application are as follows. Finally rejected claims 1 and 6 to 8 have now been amended by cancelling claim 1 and by amending claim 6 to depend from allowed claim 2.

On Page 2 of the Office Action, the Patent Examiner has rejected claim 1 under 35 U.S.C. 112, second paragraph, as being indefinite. Because claim 1 has now been cancelled, this rejection has now been rendered moot. Withdrawal of this ground of rejection under 35 U.S.C. 112 is respectfully requested.

On Pages 3, 4, 5, and 6 of the Office Action, the Patent Examiner has rejected claims 1, 6, and 8 under 35 U.S.C. 102(b) as being anticipated by *Wierenga et al* (U.S. Patent No. 5,002,681); and has rejected claims 1, 6, and 8 under 35 U.S.C. 102(b) as being anticipated by *Young* (U.S. Patent No. 4,152,272); and the Patent Examiner has rejected claims 1, 6, and 7 under 35 U.S.C. 102(b) as being anticipated by *Banowski et al* (U.S. Patent No. 6,569,438);

and has rejected claims 1, 6, and 7 under 35 U.S.C. 102(b) as being anticipated by *Joshi* (U.S. Patent No. 4,017,574); and has rejected claims 1, 6, and 7 under 35 U.S.C. 102(b) as being anticipated by *Sawin et al* (U.S. Patent No. 5,916,546); and has rejected claims 1, 6, and 7 under 35 U.S.C. 102(b) as being anticipated by *Suffis et al* (U.S. Patent No. 5,378,468).

Because claim 1 has now been cancelled, and because claim 6 has been amended to depend now from allowed claim 2, these rejections are firmly believed to have been rendered moot. Withdrawal of this ground of rejection under 35 U.S.C. 102 is respectfully requested.

Enclosed herewith is a Second Supplemental IDS and Petition. This is because the Applicants recently became aware of *U.S. Patent No. 2,300,769A*. This document was mentioned in the German PTO Opposition Proceedings on June 17, 2008. It is firmly believed that this document is not relevant with respect to the subject matter of claims 2 to 5 and 6 to 8 for the following reasons.

*U.S. Patent No. 2,300,769A* discloses perfume sticks which leave no permanent residue of any kind (see page 1, right-hand column, lines 15 to 18). Therefore, completely volatile fatty

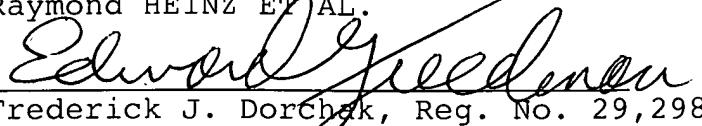
alcohols like C 12-, C 16- or C 18- alcohol are used. To the contrary, with the present patent application a water soluble substance as carrier material for fragrances is claimed. U.S. Patent No. 2,300,769A is neither concerned with such water soluble carriers nor provides any suggestion to use C 22- alcohol to those skilled in the art. This is because a C 22- alcohol is not sufficiently volatile, and therefore will leave a permanent residue.

Therefore, the enclosed Second Supplemental IDS and Petition are being filed herewith. Also, the above mentioned new document together with comments regarding its relevance with respect to claims 2 to 5 is being provided.

For all the reasons set forth above, it is firmly believed that the present invention, and all the claims are now in complete compliance with all the requisites for the granting of a patent therefor.

A prompt notification of allowability is respectfully requested.

Respectfully submitted,  
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Enclosures: 1. Second Supplemental IDS and Petition

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: MAIL STOP AFTER FINAL, Commissioner for Patents, Alexandria, VA, on August 29, 2008.

  
Ingrid Mitterndorf